

## RULE

Department of Environmental Quality  
Office of Environmental Assessment  
Environmental Planning Division

Reorganization of the Solid Waste Regulations  
(LAC 33:VII.Subpart 3) (SW031)

Under the authority of the Environmental Quality Act, R.S. 30:2001 et seq., and in accordance with the provisions of the Administrative Procedure Act, R.S. 49:950 et seq., the secretary has repealed LAC 33:VII.Subpart 3 of the Solid Waste regulations (Log #SW031).

The Notice of Intent for this rule repealed and replaced in its entirety all previously promulgated Solid Waste regulations cited as LAC 33:VII.Subpart 1, and also repealed in its entirety LAC 33:VII.Subpart 3.Louisiana Resource Recovery and Development Authority. This action was being taken to: 1) reorganize the regulations in a more user-friendly manner; 2) correct errors in text; 3) eliminate the Louisiana Resource Recovery and Development Authority (LRRDA) in accordance with Act 524 of the 2001 Louisiana Legislative Session; 4) clarify technical requirements for all solid waste facilities; 5) incorporate into regulations geology and groundwater standards currently required by the department; 6) allow the department to establish the numbers and levels of certified operators at a facility; 7) provide more flexibility regarding characterization of subsurface geology; 8) remove language allowing operations at a proposed facility with a temporary permit; and 9) establish a basis for the phrase "environmentally sound manner."

Upon further evaluation of the Solid Waste regulations and after review and consideration of comments received, the department has chosen to sever Subpart 1 from the proposed rule and not promulgate it at this time. The repeal of Subpart 3.Louisiana Resource Recovery and Development Authority is the only portion of the rule that is being promulgated.

This rule meets an exception listed in R.S. 30:2019.D.(2) and R.S. 49:953.G.(3); therefore, no report regarding environmental/health benefits and social/economic costs is required. This rule has no known impact on family formation, stability, and autonomy as described in R.S. 49:972.

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Assistant Secretary

Title 33  
ENVIRONMENTAL QUALITY  
Part VII. Solid Waste

Subpart 3. Louisiana Resource Recovery and Development Authority

[Editor's Note: This Subpart is repealed in its entirety on March 20, 2003.]